

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

IN RE:)
WERNER, DAVID KENT) CASE NO. 04-10938
WERNER, CATHY J)
) CHAPTER 7
DEBTOR(S))

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION
AND REPORT OF PROPOSED DISTRIBUTION**

Stephen J. Zayler, the Trustee of the estate of the above-named Debtor(s), certifies under penalty of perjury, to the Court and the United States Trustee, that the trustee has faithfully and properly fulfilled the duties of his office, that the Trustee has examined all proofs of claims as appropriate in preparation for the proposed distribution, and that the proposed distribution attached herewith is proper and consistent with the law and rules of the court. The Trustee hereby applies for commission and expenses set forth herein and states that they are reasonable and proper.

I hereby authorize the Office of the United States Trustee to file by electronic means this Trustee's Final Report, Application for Compensation and Report of Proposed Distribution on my behalf, and I agree and acknowledge that the designation of my signature on this document, once filed, constitutes my valid signature for the purposes of 11 U.S.C. §704(9) and Fed. R. Bankr. Pro. 9011.

Therefore, the Trustee respectfully requests that the Final Report, Application for Compensation, and Report of Proposed Distribution be approved.

DATE: May 6, 2005

/s/ Stephen J. Zayler
Stephen J. Zayler
Trustee

REVIEWED BY THE UNITED STATES TRUSTEE:

I have reviewed the Trustee's Final Report, Application for Compensation, and Report of Proposed Distribution.

United States Trustee

Date: _____

By: _____

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

IN RE:)	
WERNER, DAVID KENT)	CASE NO. 04-10938
WERNER, CATHY J)	
)	CHAPTER 7
DEBTOR(S))	

**TRUSTEE'S FINAL REPORT, APPLICATION FOR COMPENSATION
AND APPLICATION TO CLOSE CASE AND DISCHARGE TRUSTEE**

The Trustee of the estate presents the following final report:

1. The Trustee applies for commissions and expenses set forth herein: That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced monies from personal funds for expenses, and that the Trustee has not been reimbursed or indemnified.
2. The Trustee submits Schedule F as a summary of the assets and an estate property record. Any property scheduled under 11 U.S.C. Sec. 521(1) and not administered shall be deemed abandoned pursuant to 11 U.S.C. Sec. 554(c).
3. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them, and the estate is ready to be closed.
4. The Trustee submits Schedule A as the account of estate cash receipts and disbursements.
5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.
6. The Trustee requests approval of this final report.
7. The Trustee has examined each and every claim filed and noted his approval of claims as filed, or he has filed objections to allowance or requests for reclassification.
8. The Trustee further requests that after final distribution of all monies in accordance with the Trustee's Report of Final Distribution, and upon filing of A Supplemental Final Report and Account and certification by the U.S. Trustee the trustee be discharged from office and that the case be closed.

I declare under penalty of perjury that this Report and attached Schedules are true and correct to the best of my knowledge and belief.

Dated: May 6, 2005

/s/ Stephen J. Zayler

Stephen J. Zayler Trustee

SCHEDULE A-1

FINAL ACCOUNT AS OF May 6, 2005

A. RECEIPTS		\$15,415.24
B. DISBURSEMENTS		
(1) Secured creditors	0.00	
(2) Administrative	582.35	
(3) Priority	0.00	
(4) Other	0.00	
TOTAL DISBURSEMENTS		\$582.35
		<hr/>
BALANCE OF FUNDS		\$14,832.89

FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Page: 1

Case No: 04-10938 BP1 Judge: BILL PARKER
Case Name: WERNER, DAVID KENT
WERNER, CATHY J
For Period Ending: 05/06/05

Trustee Name: Stephen J. Zayler
Date Filed (f) or Converted (c): 07/08/04 (f)
341(a) Meeting Date: 09/03/04
Claims Bar Date: 02/03/05

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=554(a) Abandon DA=554(c) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1. HOMESTEAD 10700 EAST CLUBB ROAD, BEAUMONT, TEXAS	182,000.00	0.00	DA	0.00	FA
2. CASH ON HAND	10.00	0.00	DA	0.00	FA
3. CHECKING AND/OR SAVINGS ACCOUNT HUNTSMAN FEDERAL CREDIT UNION	45.00	45.00	DA	0.00	FA
4. CHECKING AND/OR SAVINGS ACCOUNT GULF EMPLOYEES CREDIT UNION	45.00	45.00	DA	0.00	FA
5. CHECKING AND/OR SAVINGS ACCOUNT BEAUMONT TELCO SAVINGS ACCT.	45.00	45.00	DA	0.00	FA
6. CHECKING AND/OR SAVINGS ACCOUNT	10,000.00	10,000.00		15,402.58	FA
7. HOUSEHOLD GOODS	4,087.00	0.00		0.00	FA
8. WEARING APPAREL	965.00	0.00		0.00	FA
9. FURS & JEWELRY	335.00	0.00		0.00	FA
10. FIREARMS	1,950.00	0.00		0.00	FA
11. IRA, RETIREMENT, OR PENSION FUNDS	143,140.95	0.00		0.00	FA
12. IRA, RETIREMENT, OR PENSION FUNDS	31,988.14	0.00		0.00	FA
13. IRA, RETIREMENT, OR PENSION FUNDS BANC ONE SECURITIES CORP.	6.13	6.13	DA	0.00	FA
14. 2003 DODGE 3500 TRUCK	25,000.00	0.00	DA	0.00	FA
15. 2003 PONTIAC GRAND AM	13,000.00	0.00	DA	0.00	FA
16. 20 FT. STOCK TRAILER TRAILER IS FINANCED WITH 2003 PONTIAC GRAND AM	1,500.00	0.00	DA	0.00	FA
17. ANIMALS ONE BUCKSKIN GELDING \$1,500.00 ONE SORRELL GELDING \$500.00 FOUR COWS \$2,800.00	4,800.00	0.00		0.00	FA

FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Page: 2

Case No: 04-10938 BP1 Judge: BILL PARKER
Case Name: WERNER, DAVID KENT
WERNER, CATHY J

Trustee Name: Stephen J. Zayler
Date Filed (f) or Converted (c): 07/08/04 (f)
341(a) Meeting Date: 09/03/04
Claims Bar Date: 02/03/05

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=554(a) Abandon DA=554(c) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
18. 1981 TRACTOR WITH TRAILER AND FINISHING MOWER	6,500.00	0.00	DA	0.00	FA
19. Post-Petition Interest Deposits (u)	Unknown	N/A		12.66	Unknown

TOTALS (Excluding Unknown Values)	\$ 425,417.22	\$ 10,141.13	\$ 15,415.24	Gross Value of Remaining Assets \$0.00 (Total Dollar Amount in Column 6)
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Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

Initial Projected Date of Final Report (TFR): 09/30/05 Current Projected Date of Final Report (TFR): 09/30/05

FORM 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Page: 1

Case No: 04-10938 BP1
Case Name: WERNER, DAVID KENT
WERNER, CATHY J
Taxpayer ID No: *****1933
For Period Ending: 05/06/05

Trustee Name: Stephen J. Zayler
Bank Name: BANK OF AMERICA
Account Number / CD #: *****3282 Money Market - Interest Bearing

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
			BALANCE FORWARD				0.00
11/08/04	6	WILBERT P. WERNER	REIMBURSEMENT OF FUNDS ON DEPOSIT	1121-000	5,530.40		5,530.40
11/08/04	6	WASHINGTON MUTUAL BANK	REIMBURSEMENT OF FUNDS ON DEPOSIT	1121-000	9,872.18		15,402.58
11/30/04	19	BANK OF AMERICA	Interest Rate 0.100	1270-000	0.88		15,403.46
12/31/04	19	BANK OF AMERICA	Interest Rate 0.100	1270-000	1.30		15,404.76
01/31/05	19	BANK OF AMERICA	Interest Rate 0.100	1270-000	1.31		15,406.07
02/28/05	19	BANK OF AMERICA	Interest Rate 0.250	1270-000	2.95		15,409.02
03/31/05	19	BANK OF AMERICA	Interest Rate 0.250	1270-000	3.27		15,412.29
04/25/05	000101	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915-0743	ATTORNEY FOR TRUSTEE FEES & EXPENSE PER COURT ORDER 4/25/05			582.35	14,829.94
			Fees 495.00	3110-000			14,829.94
			Expenses 87.35	3120-000			14,829.94
04/29/05	19	BANK OF AMERICA	INTEREST REC'D FROM BANK	1270-000	2.95		14,832.89
04/29/05		Transfer to Acct #*****7000	Final Posting Transfer	9999-000		14,832.89	0.00

COLUMN TOTALS	15,415.24	15,415.24	0.00
Less: Bank Transfers/CD's	0.00	14,832.89	
Subtotal	15,415.24	582.35	
Less: Payments to Debtors		0.00	
Net	15,415.24	582.35	

Page Subtotals 15,415.24 15,415.24

FORM 2

Page: 2

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 04-10938 BP1
Case Name: WERNER, DAVID KENT
WERNER, CATHY J
Taxpayer ID No: *****1933
For Period Ending: 05/06/05

Trustee Name: Stephen J. Zayler
Bank Name: BANK OF AMERICA
Account Number / CD #: *****7000 Checking - Non Interest

Blanket Bond (per case limit): \$ 300,000.00
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
04/29/05		Transfer from Acct #*****3282	BALANCE FORWARD Transfer In From MMA Account	9999-000	14,832.89		0.00 14,832.89

COLUMN TOTALS	14,832.89	0.00	14,832.89
Less: Bank Transfers/CD's	14,832.89	0.00	
Subtotal	0.00	0.00	
Less: Payments to Debtors		0.00	
Net	0.00	0.00	

		NET	ACCOUNT
TOTAL - ALL ACCOUNTS	NET DEPOSITS	DISBURSEMENTS	BALANCE
Money Market - Interest Bearing - *****3282	15,415.24	582.35	0.00
Checking - Non Interest - *****7000	0.00	0.00	14,832.89
	-----	-----	-----
	15,415.24	582.35	14,832.89
	=====	=====	=====
	(Excludes Account Transfers)	(Excludes Payments To Debtors)	Total Funds On Hand

Page Subtotals 14,832.89 0.00

SCHEDULE B

APPLICATION FOR COMPENSATION

COMPUTATION OF COMMISSIONS

Receipts	\$15,415.24	25 % of First \$5,000	\$1,250.00
Less	-\$5,000	(\$1,250.00 Max)	
Balance	\$10,415.24	10 % of Next \$45,000	\$1,041.52
Less	-\$45,000	(\$4,500.00 Max)	
Balance	\$0.00	5 % of Next \$950,000	\$0.00
Less	-\$950,000	(\$47,500.00 Max)	
Balance	\$0.00	3 % of Balance	\$0.00

TOTAL COMPENSATION REQUESTED	\$2,291.52
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TRUSTEE EXPENSES:

Premium on Trustee's Bond	\$0.00
Travel (0.00 at 0.00cents per mile)	\$0.00
Copies (160.00 page at 0.25 cents per copy)	\$40.00
Postage	\$9.93
Telephone Charges	\$0.00
Clerical/Secretarial (7.10 at 25.00 per hour)	\$177.50
Paralegal/Assistance (0.00 at 0.00 per hour)	\$0.00
Supplies/Stationary	\$1.00
Distribution Expenses	\$0.00
Miscellaneous	\$0.00

TOTAL EXPENSES	\$228.43
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Records : Trustee did not take possession of
business or personal records of Debtor.

x

Notice given debtor on
to pick up business or personal records
in hands of Trustee.

Compensation and Expenses Worksheet

Case Number: 04-10938 BP1

Debtor: WERNER, DAVID KENT

Joint Debtor: WERNER, CATHY J

1. COMPUTATION OF COMPENSATION

Total disbursements to other than the debtor are:

Pursuant to 11 U.S.C. § 326, compensation is computed as follows:			\$15,415.24
	\$15,415.24	25% of First \$5,000	\$1,250.00
Less -	\$5,000.00	(\$1,250 Maximum)	
Balance	\$10,415.24	10% of Next \$45,000	\$1,041.52
Less -	\$10,415.24	(\$4,500 Maximum)	
Balance	\$0.00	5% of Next \$950,000	\$0.00
Less -	\$0.00	(\$47,500 Maximum)	
Balance	\$0.00	3% of Balance	\$0.00
TOTAL COMPENSATION CALCULATED:			\$2,291.52
Less Previously Paid Compensation:			\$0.00
TOTAL COMPENSATION REQUESTED:			\$2,291.52

2. TRUSTEE EXPENSES

The Trustee has incurred the following expenses:

09/17/04	COPY: Photocopy/Duplication Expense 1 page @ 0.2500 / page	\$0.25
09/17/04	POST: Postage 1 each @ 0.3700 / each	\$0.37
10/11/04	COPY: Photocopy/Duplication Expense 48 pages @ 0.2500 / page	\$12.00
10/11/04	POST: Postage 2 each @ 0.6000 / each	\$1.20
11/04/04	COPY: Photocopy/Duplication Expense 6 pages @ 0.2500 / page	\$1.50
11/04/04	POST: Postage 2 each @ 0.3700 / each	\$0.74
11/08/04	COPY: Photocopy/Duplication Expense 5 pages @ 0.2500 / page	\$1.25
03/23/05	POST: Postage 2 each @ 0.8300 / each	\$1.66
04/29/05	COPY: Photocopy/Duplication Expense 94 pages @ 0.2500 / page	\$23.50
04/29/05	COPY: Photocopy/Duplication Expense 6 pages @ 0.2500 / page	\$1.50
04/29/05	POST: Postage 2 each @ 0.3700 / each	\$0.74
04/29/05	POST: Postage 1 each @ 1.5200 / each	\$1.52
04/29/05	POST: Postage 10 each @ 0.3700 / each	\$3.70
04/29/05	SEC: Secretarial Expense 7.1 @ 25.0000	\$177.50
04/29/05	SUPPLY: Supplies & Stationery 4 @ 0.2500 Manilla Folders	\$1.00

Compensation and Expenses Worksheet

Case Number: 04-10938 BP1

Debtor: WERNER, DAVID KENT

Joint Debtor: WERNER, CATHY J

Expense Summary

COPY: Photocopy/Duplication Expense 160 pages @ 0.25 / page	\$40.00
POST: Postage 15 each @ 0.37 / each	\$5.55
POST: Postage 2 each @ 0.60 / each	\$1.20
POST: Postage 2 each @ 0.83 / each	\$1.66
POST: Postage 1 each @ 1.52 / each	\$1.52
SEC: Secretarial Expense 7.1 @ 25.00	\$177.50
SUPPLY: Supplies & Stationery 4 @ 0.25	\$1.00

TOTAL EXPENSES CALCULATED:	\$228.43
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Less Previously Paid Expenses:	\$0.00
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TOTAL EXPENSES REQUESTED:	\$228.43
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TOTAL EXPENSES AND COMPENSATION REQUESTED:	\$2,519.95
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DATED: 05/06/05

/s/ Stephen J. Zayler

SIGNED _____ **TRUSTEE: Stephen J. Zayler**

P. O. Box 150743

Lufkin, TX 75915-0743

THE STATE OF TEXAS)

COUNTY OF)

BEFORE ME, the undersigned authority on this date personally appeared Stephen J. Zayler, and under oath stated the following:

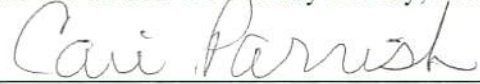
"I, Stephen J. Zayler, am the duly appointed Trustee in the David and Cathy Werner bankruptcy proceeding. I am hereby making application for the maximum amount of Trustee fees, as it is my opinion that the maximum amount was earned by me in carrying out my duties as Trustee. I held the 341a meeting, collected funds from Washington Mutual Account, and had numerous conferences and correspondence with the debtor, and the debtors' attorney. Further, I performed all other numerous duties of a Trustee, including, but not limited to, preparing Trustee's Final Report, will make disbursements and will prepare the Supplemental Final Report.

All compensable paralegal time was submitted for consideration and by the Court in the Application for Compensation and Reimbursement for Expenses for Attorney for the Trustee. No Compensation was sought for any paralegal professional time in this report.

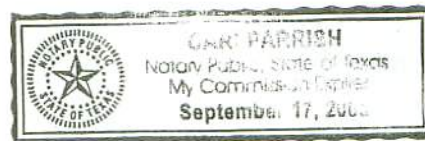


Stephen J. Zayler

SWORN TO AND SUBSCRIBED TO before me on this the 6th day of May, 2005.



NOTARY PUBLIC, THE STATE OF TEXAS



ITEMIZATION OF SECRETARIAL AND CLERICAL TIME

November 8, 2004 - Load asset, lien, and exemption information;
(CP - .60)

November 8, 2004 - Open new account, load new account information;
(CP - .20)

November 8, 2004 - Prepare W-9 Form;
(CP - .20)

November 8, 2004 - Prepare deposit, post, and transmit;
(CP - .30)

November 8, 2004 - Prepare deposit, post, and transmit;
(CP - .30)

December 15, 2004 - Reconcile Bank Statement;
(CP - .20)

December 15, 2004 - Post interest and reconcile bank accounts;
(CP - .20)

January 14, 2005 - Reconcile Bank Statement;
(MB - .20)

January 14, 2004 - Post interest and reconcile bank accounts;
(CP - .20)

February 14, 2005 - Reconcile Bank Statement;
(MB - .20)

February 14, 2005 - Post interest and reconcile bank accounts;
(CP - .20)

March 11, 2005 - Reconcile Bank Statement;
(CP - .20)

March 11, 2005 - Post interest and reconcile bank accounts;
(CP - .20)

April 7, 2005 - Load Claim Information;
(CP - .60)

April 18, 2005 - Reconcile Bank Statement;

bankrupt.trustee.sec.cla

(CP - .20)

April 18, 2005 - Post interest and reconcile bank accounts;
(CP - .20)

April 18, 2005 - Prepare Form 1 and Form 2;
(CP - .50)

April 28, 2005 - Request Court Costs;
(CP - .10)

May 6, 2005 - Compile Trustee's Final Report for Submission to U. S.
Trustee;
(CP - 2.00)

May 6, 2005 - Transfer funds from MMA to checking account at Bank of
America and post accrued interest;
(CP - .30)

RECAP OF SECRETARIAL & CLERICAL TIME:

CARI PARRISH	-	6.70 hrs. @ \$25.00/per hr.	=	167.50
MILLIE REEVES	-	0.40 hrs. @ \$25.00/per hr.	=	<u>10.00</u>
TOTAL:		7.10 hrs. @ \$25.00/per hr.	= \$	177.50

ITEMIZATION OF TRUSTEE TIME

July 11, 2004 - Initial review of Schedules and Statement of Financial Affairs;

(SJZ - .20)

July 11, 2004 - Receipt of Notice of Appointment;

(SJZ - .10)

July 27, 2004 - Receipt and review of Notice of 341a meeting;

(SJZ - .10)

September 2, 2004 - Receive and review Notice of Appearance filed by American Express;

(SJZ - .10)

September 2, 2004 - Review of file prior to conducting 341a meeting;

(SJZ - .10)

September 2, 2004 - Prepare sign-in sheet;

(SJZ - .10)

September 3, 2004 - Conduct 341a meeting;

(SJZ - .30)

September 17, 2004 - Prepare letter to Floyd Landry regarding documentation no Washington Mutual account;

(SJZ - .20)

October 8, 2004 - Review and execute Motion to Employ SJZ as Attorney;

(SJZ - .10)

October 11, 2004 - Review and execute Motion for Turnover of Funds;

(SJZ - .10)

October 11, 2004 - File and serve Motion for Turnover of Funds;

(SJZ - .30)

October 11, 2004 - File and serve Motion to Employ Motion to Employ SJZ as Attorney for Trustee;

(SJZ - .30)

October 27, 2004 - Receive and review Order to Employ Attorney for Trustee;

(SJZ - .10)

November 4, 2004 - Receive and review correspondence from Floyd Landrey regarding turnover of funds;

(SJZ - .10)

November 4, 2004 - Online legal research - access Pacer to see if bar date set;

(SJZ - .10)

November 4, 2004 - Prepare Trustee's Notice to Set Bar Date;

(SJZ - .30)

November 4, 2004 - Receive and review Order Setting Bar Date;

(SJZ - .10)

November 8, 2004 - Organize File;
(SJZ - .10)

November 8, 2004 - Receive and review correspondence from Floyd Landrey
regarding turnover of funds;
(SJZ - .10)

November 8, 2004 - Review of W-9 for NationsBank and execute same;
(SJZ - .10)

November 8, 2004 - Review of deposit and initial deposit;
(SJZ - .10)

November 8, 2004 - Review of deposit and initial deposit;
(SJZ - .10)

November 12, 2004 - Receive and review bank stamped deposit slip;
(SJZ - .10)

November 12, 2004 - Receive and review bank stamped deposit slip;
(SJZ - .10)

November 18, 2004 - Prepare Motion to Employ Attorney for Trustee with
Affidavit and Order;
(SJZ - 1.00)

December 15, 2004 - Receipt of and review bank statement;
(SJZ - .10)

January 14, 2005 - Receipt of and review bank statement;
(SJZ - .10)

January 17, 2005 - Review documents in file for status of administration;
(SJZ - .20)

January 17, 2005 - Organize file;
(SJZ - .20)

January 17, 2005 - Online legal research - access Pacer for claims filed;
(SJZ - .10)

February 14, 2005 - Receipt of and review bank statement;
(SJZ - .10)

February 17, 2005 - Review documents in file as to status of administration;
(SJZ - .20)

March 11, 2005 - Receipt of and review bank statement;
(SJZ - .10)

April 18, 2005 - Receipt of and review bank statement;
(SJZ - .10)

April 18, 2005 - Review Form 1 and Form 2;
(SJZ - .30)

TOTAL ITEMIZED TRUSTEE TIME: 5.00 hrs.

Additional Trustee time to be incurred:

Evaluation of case for administration and disposition of assets;

Continuous monitor of case administration;

Preparation of disbursement checks to creditors and Trustee fees and expenses;

Preparation of dividend letter to creditors;

Review additional bank statements;

Preparation of additional Form 1's and 2's as necessary;

Preparation of Trustee's Supplemental Final Report.

SCHEDULE C
EXPENSES OF ADMINISTRATION

	(1) Amount Claimed	(2) Amount Allowed	(3) Previously Paid	(4) Due
1. 11 U.S.C. Sec. 507(a)(1) Court Costs and Fees	0.00	0.00	0.00	0.00
2. 11 U.S.C. Sec. 503(b)(1)(a) Preservation of Estate	0.00	0.00	0.00	0.00
3. 11 U.S.C. Sec. 503(b)(2) Post-Petition taxes and related penalties	0.00	0.00	0.00	0.00
4. 11 U.S.C. Sec. 503(b)(2) Compensation and Reimbursements				
A. Trustee - Compensation	2,291.52	2,291.52	0.00	2,291.52
B. Trustee - Expense	228.43	228.43	0.00	228.43
C. TRUSTEE ATTORNEY FEES	582.35	582.35	582.35	0.00
5. Court Special Charges (Excess Notices)	0.00	0.00	0.00	0.00
6. United States Trustee Fees	0.00	0.00	0.00	0.00
BkMk6 TOTALS:	\$3,102.30	\$3,102.30	\$582.35	\$2,519.95

**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

In Re:

David Kent Werner
Cathy J. Werner
Debtor(s):

Bankruptcy Case: 04-10938 bp
Chapter 7

BILL OF COURT COSTS

TO: Stephen Zayler
123 E. Lufkin Avenue
PO Box 150743
Lufkin, TX 75915-0743

Notice is hereby given that court costs (and deferred filing fees, if applicable) are now due pursuant to 28 USC Section 1930, in the above case in the amount of \$0 (Total Amount)

These costs are itemized as follows

NOTICES

\$0.25 per notice in excess of 50 notices mailed prior to 1/1/87. --

\$0 (Prior to 1/1/87)

\$0.50 per notice for all notices mailed after to 1/1/87. --

\$0 (After 1/1/87)

NOTE: For Chapter 7 cases filed after 12/1/92, there will be NO NOTICE FEES. (Do Not Bill for \$0.50 per notice)

NOTE: For all other Chapters filed after 1/1/98, there will be NO NOTICE FEES. (Do Not Bill for \$0.50 per notice)

PROCESSING CLAIMS

NOTE: The fee of \$0.25 for clerical processing of each claim in excess of 10 in.
cases filed under the Act or Code has been eliminated

DEFERRED FILING FEES

0(Deferred Adversaries) Chapter 7 Adversary Proceeding(s) filed @ \$120.00/\$150.00 each.
\$0

Deferred Filing Fee - Motion To Reopen
\$0

TOTAL AMOUNT DUE
\$0

Check to be made payable to Clerk, U.S. Bankruptcy Court

Date: April 29, 2005

JAMES D. TOKOPH
Clerk of Court

BY: _____
Deputy Clerk

SCHEDULE D

SECURED CLAIMS

Claim no.	Amount Claimed	Amount Not Determined	Amount Allowed	Previously Paid	Due
TOTALS	0.00		0.00	0.00	0.00

IDENTIFICATION OF SECURED PARTIES AFFECTED:

Claim No. Name of Creditor

Claim No. Name of Creditor

SCHEDULE E

PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES IN THE FOLLOWING ORDER OF PRIORITY

	(1) Amount Claimed	(2) Amount Allowed	(3) Amount Paid	(4) Due
1. For Credit extended - Sec. 364(e)(1)	0.00	0.00	0.00	0.00
2. Claims from failure of adequate protection - Sec. 307(a)(b)	0.00	0.00	0.00	0.00
3. "Gap Claims" - Sec. 507(a)(2)	0.00	0.00	0.00	0.00
4. Wages, etc. - Sec. 507(a)(3)	0.00	0.00	0.00	0.00
5. Contributions to benefit plans - Sec. 507(a)(4)	0.00	0.00	0.00	0.00
6. Consumer deposits - Sec. 507(a)(6)	0.00	0.00	0.00	0.00
7. Taxes - Sec. 507(a)(7)	0.00	0.00	0.00	0.00
8. Other (No Basis):	0.00	0.00	0.00	0.00
TOTALS:	\$0.00	\$0.00	\$0.00	\$0.00

SCHEDULE E

PARTIES AFFECTED:

Priority No. Name of Creditor		Priority No. Name of Creditor		
FILED UNSECURED CLAIMS TOTAL:	54,646.89	54,646.89	0.00	54,646.89
SUBORDINATED UNSECURED CLAIMS TOTAL:	0.00	0.00	0.00	0.00

EXHIBIT A
ANALYSIS OF CLAIMS REGISTER

Case Number: 04-10938

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Date: May 06, 2005

Debtor Name: WERNER, DAVID KENT

Claim Class Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Amount Allowed	Paid to Date	Claim Balance
025 TAF	STEPHEN J. ZAYLER ATTORNEY AT LAW P. O. BOX 150743 LUFKIN, TX 75915-0743	Administrative		\$582.35	\$582.35	\$0.00
000001 070 UC	Chase PO Box 52126 Phoenix AZ 85072-2126	Unsecured		\$6,393.86	\$0.00	\$6,393.86
000002 070 UC	Citibank, N.A. Citibank/CHOICE Exception Payment Processing P.O. Box 6305 The Lakes, NV 88901-6305	Unsecured		\$5,307.24	\$0.00	\$5,307.24
000003 070 UC	Citibank, N.A. Citibank/CHOICE Exception Payment Processing P.O. Box 6305 The Lakes, NV 88901-6305	Unsecured		\$4,814.36	\$0.00	\$4,814.36
000004 070 UC	Citibank, N.A. Citibank/CHOICE Exception Payment Processing P.O. Box 6305 The Lakes, NV 88901-6305	Unsecured		\$8,702.59	\$0.00	\$8,702.59
000005 070 UC	MBNA America Bank NA PO Box 15168 MS 1423 Wilmington, DE 19850	Unsecured		\$22,460.61	\$0.00	\$22,460.61
000006 070 UC	Card Processing Center PO Box 23356 Pittsburgh, PA 15222	Unsecured		\$1,639.99	\$0.00	\$1,639.99
000007 070 UC	Citibank (USA) NA 4300 Westown Parkway West Des Moines, IA 50266	Unsecured		\$1,587.12	\$0.00	\$1,587.12
000008 070 UC	Dell Financial Services, L.P. c/o Weltman, Weinberg & Reis, Co., LPA 525 Vine Street, Ste. 800 Cincinnati, OH 45202	Unsecured		\$1,792.99	\$0.00	\$1,792.99
000009 072 UL	Neches Huntsman Federal Credit Union PO Box 1118 Port Neches, TX 77651	Unsecured		\$958.50	\$0.00	\$958.50
000010 072 UL	Neches Huntsman Federal Credit Union PO Box 1118 Port Neches, TX 77651	Unsecured		\$989.63	\$0.00	\$989.63

Case Totals:

\$55,229.24

\$582.35

\$54,646.89

Code #: Trustee's Claim Number, Priority Code, Claim Type

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

IN RE:)	
WERNER, DAVID KENT)	CASE NO. 04-10938
WERNER, CATHY J)	
)	CHAPTER 7
DEBTOR(S))	

TRUSTEE'S REPORT OF
PROPOSED FINAL DISTRIBUTIONS

The undersigned trustee of the estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distributions.

1. The Court has entered orders which have become final, and which dispose of all objections to claims, all objections to the trustee's Final Report, all applications for compensation, and all other matters which must be determined by the Court before final distribution can be made.

2. The trustee proposes to make final distribution of the funds of the estate as follows, and will make such distribution unless written objection thereto is made, filed and served on the trustee and on the United States trustee.

1. BALANCE ON HAND	\$14,832.89
2. ADMINISTRATIVE EXPENSES TO BE PAID * (note)	\$2,519.95
3. SECURED CLAIMS TO BE PAID * (note)	\$0.00
4. PRIORITY CLAIMS TO BE PAID * (note)	\$0.00
5. UNSECURED CLAIMS TO BE PAID * (note)	\$12,312.94
6. OTHER DISTRIBUTIONS TO BE PAID * (note)	\$0.00
7. TOTAL DISTRIBUTIONS TO BE MADE (Sum of lines 2 through 6)	\$14,832.89
8. ZERO BALANCE AFTER ALL DISTRIBUTIONS (Line 1 less line 7)	\$0.00

* (See attached schedule of payees and amounts)

/s/ Stephen J. Zayler	(Trustee)
Stephen J. Zayler	

PROPOSED DISTRIBUTION

Case Number: 04-10938 BP1

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Date: May 6, 2005

Debtor Name: WERNER, DAVID KENT \ WERNER, CATHY J

Claim #	Payee Name	Class	Priority	Amount	Paid to Date	Claim Balance	Proposed Pymt	Funds Remaining
Beginning Balance								\$14,832.89
	Stephen J. Zayler COMPENSATION	Admin		\$2,291.52	\$0.00	\$2,291.52	\$2,291.52	\$12,541.37
	Stephen J. Zayler EXPENSES	Admin		\$228.43	\$0.00	\$228.43	\$228.43	\$12,312.94
	STEPHEN J. ZAYLER	Admin	025	\$582.35	\$582.35	\$0.00	\$0.00	\$12,312.94
000001	Chase	Unsec	070	\$6,393.86	\$0.00	\$6,393.86	\$1,493.91	\$10,819.03
000002	Citibank, N.A.	Unsec	070	\$5,307.24	\$0.00	\$5,307.24	\$1,240.02	\$9,579.01
000003	Citibank, N.A.	Unsec	070	\$4,814.36	\$0.00	\$4,814.36	\$1,124.86	\$8,454.15
000004	Citibank, N.A.	Unsec	070	\$8,702.59	\$0.00	\$8,702.59	\$2,033.34	\$6,420.81
000005	MBNA America Bank NA	Unsec	070	\$22,460.61	\$0.00	\$22,460.61	\$5,247.87	\$1,172.94
000006	Card Processing Center	Unsec	070	\$1,639.99	\$0.00	\$1,639.99	\$383.18	\$789.76
000007	Citibank (USA) NA	Unsec	070	\$1,587.12	\$0.00	\$1,587.12	\$370.83	\$418.93
000008	Dell Financial Services, L.P.	Unsec	070	\$1,792.99	\$0.00	\$1,792.99	\$418.93	\$0.00
000009	Neches Huntsman Federal Credit Union	Unsec	072	\$958.50	\$0.00	\$958.50	\$0.00	\$0.00
000010	Neches Huntsman Federal Credit Union	Unsec	072	\$989.63	\$0.00	\$989.63	\$0.00	\$0.00
<< Totals >>				\$57,749.19	\$582.35	\$57,166.84	\$14,832.89	\$0.00

Proposed distribution is dependent on the Court's rulings on administrative expenses, contest of claims, and/or objections made to this proposed distribution.